



# राजपत्र, हिमाचल प्रदेश

## हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

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शिमला, बुधवार 20 फरवरी, 2013 / 1 फाल्गुन, 1934

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हिमाचल प्रदेश सरकार

MUNICIPAL CORPORATION SHIMLA

NOTIFICATION

*Shimla, the 15<sup>th</sup> February, 2013*

**No. MCS/Comm/13-350.**—In exercise of the powers conferred by Clause (F) of Section 395, 396 and Section 397 read with Clause (C) of sub section (I) of Section 302 of the Himachal Pradesh Municipal Corporation Act, 1994 (Act No. 12 of 1994) as amended from time to time the following muck dumping bye-laws formulated by the M.C. Shimla are hereby published in the Rajpatra, Himachal Pradesh (extraordinary) for the information of general public and notice is hereby given that the said draft bye-laws shall be considered by the Corporation after expiry of a period of 30 days from the date of their publication in the Rajpatra, Himachal Pradesh.

If any person, likely to be affected by these draft bye-laws has any, objection(s) against these draft bye-laws, he may send written objections to the Commissioner, Municipal Corporation, Shimla within the aforesaid period.

Objections, if any, received within the period as specified above, shall be taken into consideration by the Municipal Corporation, before finalizing these bye-laws namely:—

## **MUNICIPAL CORPORATION SHIMLA (CONTROL AND REGULATION OF MUCK DUMPING) BYE-LAWS, 2012**

### **Preliminary**

**1. Short title, commencement and application.**—(i) These Bye-laws may be called, “Municipal Corporation Shimla (Control and Regulation of Muck Dumping) Bye-laws, 2012.”

(ii) These Bye-laws shall come into force from the date of their publication in the Rajpatra (extraordinary) Himachal Pradesh.

(iii) These Bye-laws shall be applicable within the jurisdiction of Municipal Corporation, Shimla as defined from time to time.

**2. Definitions.**— (i) In these Bye-laws, unless the context otherwise requires:—

- (a) “**Act**”—means the Himachal Pradesh Municipal Corporation Act, 1994 (Act No. 12 of 1994) as amended from time to time.
- (b) “**Applicant**”— means any person applying for permission for dumping of muck in the authorized dumping places as specified by the Corporation.
- (c) “**Authorized Officer**”—means any Officer/official duly authorized by the Corporation or its Commissioner under these Bye-laws.
- (d) “**Muck**”— includes earth or stone, material of any description or any rubbish or polluted or obnoxious matter or debris including building, construction waste.
- (e) “**Place**”— means authorized site specified by the Corporation for dumping of muck.
- (f) “**Special Judicial Magistrate First Class**”—means the Judicial Magistrate having jurisdiction over the area of Municipal Corporation, Shimla under the Act.
- (g) words and expressions used in these Bye-laws but not defined herein shall have the meaning respectfully assigned to them under the Act.

**3. Prohibition on muck dumping.**—(i) No person, either by himself or through any other, shall knowingly or otherwise, throw or cause to be thrown any kind of muck in any place other than the place specified by the Corporation for dumping of muck within the area of the Municipal Corporation.

(ii) any person found dumping muck illegally, unauthorisedly and without any permission shall be liable for penalty under these Bye-laws and the vehicle or tools used for such dumping shall be impounded.

**4. Procedure for application and grant of permission.**—(i) Applicant or the person concerned, intending to commence construction within the area of the Corporation, shall in writing submit detailed estimate of muck to be generated from the plot/construction site to the Corporation

on the prescribed proforma annexed with these bye-laws as **Appendix-I** at the time of submission of his/her building map/plan for sanction. However, in the case of repair of building or in the case where no planning permission is required, the permission for dumping debris shall be obtained from the Corporation authorities by moving an application mentioning therein full particulars of the applicant, location of the building and the estimate/quantity of muck to be generated.

(ii) the estimate submitted by the applicant shall be verified by the Architect Planner of the Corporation after spot inspection and thereafter shall be sent to the Executive Engineer (Roads and Buildings) Municipal Corporation for raising the bill and for according necessary permission in favour of the applicant.

(iii) The permission for dumping of debris shall be accorded only after obtaining receipt of the amount to be deposited by the applicant in the Corporation on this account.

(iv) the place for dumping of muck shall be communicated to the applicant by the Corporation authorities in writing and the name of the place/site for dumping of debris by the applicant shall also be mentioned in their building sanction letter. Further, intimation of the same shall also be given to the Executive Engineer (Roads and Buildings) Department of the Corporation or to the concerned agency or the contractor hired or engaged by the Corporation for managing the dumping site.

(v) during transportation of the muck, a person shall have to carry the original permission a copy of which shall be affixed on the windscreen of the vehicle and the same shall have to be shown to the authorized officer of the Corporation at the time of inspection. However, in case of manual transportation of debris the person carrying the same shall have to show the original sanction to the inspecting staff/authorized officer at the time of inspection.

(vi) there shall be a restriction on movement of the vehicles carrying muck after the sun set and before the sun rise. The normal timings for dumping muck in the dumping site will be between 9:00 am to 5:00 pm However, in case of exigencies and in view of traffic regulations in the area the Corporation may in writing relax such timings.

(vii) no one shall be permitted to carry the digging and excavation of plot or land after sun set and before sun rise but the Corporation, in the larger public interest or in the case of emergent circumstances may relax such imposition/restrictions, on receiving written request from the applicant or the concerned agency or the authority interested in this regard.

(viii) the person, after obtaining the sanction of building map from the competent authority or before raising the construction at site, is required to install a painted board of the size of 3' x 2' indicating therein the number and date of the sanction, commencement of construction and hours during which construction can be carried out, time when excavation can be done, name of dumping site allotted to the applicant for the purpose of dumping muck, nature of sanction, the area of construction sanctioned on each floor and the telephone number of the Control Room set up by the Corporation for entertainment of complaints etc.

(ix) the Architect Planner Branch of the Corporation shall prescribe the conditions relating to the application of muck generation from the plot, grant of sanction for muck disposal and condition relating to affixing of board at site giving therein the detail as mentioned in clause (viii) at the time of grant of building sanction.

**5. Rates for dumping of muck.**—The following rates shall be applicable for dumping of muck in the specified places.

- |                              |                            |
|------------------------------|----------------------------|
| (i) Per cement bag           | ₹ 10/- per bag             |
| (ii) Pickup                  | ₹ 300/- per Pickup         |
| (iii) Tipper light duty      | ₹ 700/- per Tipper         |
| (iv) Tipper Heavy duty/Truck | ₹ 1200/- per Tipper/Truck. |

an increase of 10% on these rates shall be applicable after every financial year which shall be notified by the Corporation.

**6. Duties and responsibilities of the applicant/owner.**—(i) It shall be the duty and responsibility of the owner to make available all the sanctions/permission granted by the competent authority to the person so hired or engaged by him for dumping of muck in the place(s) specified by the Corporation.

(ii) whosoever is found dumping muck at a place other than the places and in contravention of conditions specified by the Corporation, the owner and the person caught dumping the muck shall be liable jointly for penalty under these Bye-laws.

(iii) at the time of transportation of muck, the person concerned shall make available the permission to the inspecting staff at the time of inspection of vehicle without causing any hindrance.

**7. Impounding of vehicle.**— (i) The authorized officer or the police establishment of the Corporation either on the information received by himself or through any other source immediately on receiving such information, may stop and inspect the vehicle carrying muck for the purpose of ascertaining the required permission at any point of time and impound the same if found violating the provisions of these Bye-laws.

(ii) the vehicle shall only be released in case the registered owner of the vehicle applies for compounding of offence(s) under these Bye-laws.

(iii) the official impounding the vehicle shall immediately report to this effect in writing either to the Commissioner/Joint/Assistant Commissioner or Divisional Forest Officer of the Corporation and keep the same in custody at the place designated by the Corporation till it is not released to the registered owner. The halt charges of the vehicle at such designated place shall be levied at the rate of ₹ 1000/- per day payable by registered owner to the Corporation in cash or through demand draft.

**8. Compounding of offences.**— All the offences punishable under these Byelaws may, before, the institution of prosecution, be compounded by such officer as may be authorized by the Corporation or its Commissioner in this behalf, on payment of such sum as may be specified by such officer under these Bye-laws.

**9. Offences to be tried summarily.**—The offences which are not compounded shall be tried in a summary manner by the Special Judicial Magistrate First Class of the Corporation under section 383 of the Himachal Pradesh Municipal Corporation Act, 1994 read with Section 260 of the Code of Criminal Procedure, 1973.

**10. Penalty—(i)** Whosoever, is guilty of dumping muck at a place other than the place(s) specified/notified by the Corporation, the rate of penalty shall be ten times at the first instance, twenty times at the second instance and for the third instance or thereafter the amount of penalty shall be thirty times of the actual rate of dumping as fixed by the Corporation as per Clause 5 of these Bye-laws.

(ii) in case of repeated violation, in addition to penalty as specified above, the owner at whose instance the construction/excavation work is carried out and is found dumping the muck illegally or without the permission of the competent authority, as the case may be, shall also be liable for disconnection of water, electricity and others civic amenities and the Commissioner may request the competent authority for withdrawal of recognition and registration if any granted in his/her favour including withdrawal of building sanction granted in favour of the owner concerned.

Sd/-  
Commissioner,  
M.C. Shimla.

## Appendix-I

### (See Bye-law 4 (i))

#### Performa for estimation of Muck generation

1. Name of the builder/ owner/  
incharge of the plot/ land/ project  
etc.
2. Area and Kh. No. of the  
plot/land/project
3. Location of the plot/land/project  
including Municipal Ward.
4. Whether owner or builder or  
otherwise please specify.
5. Estimated quantity of muck to be  
generated. (quantity must be  
specified in cubic metres)  
alongwith estimate duly signed by  
the authorized person.

Signature  
(Name and address of the applicant)

Date :  
Place:

**NAGAR PANCHAYAT NADAUN  
(CONTROL AND REGULATION) OF MUCK DUMPING BYE-LAWS, 2012**

NOTIFICATION

*Nadaun, the 15th February, 2013*

**No. NPN-118(MUCKDUMPING) (1)-2012.**—The following Muck dumping bye-laws, 2012 made by the Nagar Panchayat Nadaun in exercise of the power conformed by Section 216, 217 and Section 219 read with Clause (Y and zb) of sub section (1) of Section 202 of the Himachal Pradesh Municipal Act, 1994 (**Act No 13 of 1994**) as amended from time to time are hereby published in Rajpatra, Himachal Pradesh (extraordinary) for the information of general public and notice is hereby given that the said draft bye-laws shall be considered by the Nagar Panchayat Nadaun after expire of a period of 15 days from the date of its publication in Rajpatra, Himachal Pradesh.

If any person, likely to be affected by these draft bye-laws has any objection(s) against these draft rules, he may sent the written objections to the Secretary of Nagar Panchayat Nadaun with in the aforesaid period.

Objections, if any received within the period as specified above, shall be taken into consideration by the Nagar Panchayat Nadaun before finalizing these bye-laws namely:—

**“Nagar Panchayat Nadaun (Control and regulation) of Muck Dumping Bye-laws, 2012” Preliminary**

**1. Short title, commencement and application.**—(i) these Bye-laws may be called “Nagar Panchayat Nadaun (Control and regulation) of Muck Dumping Bye-laws, 2012”.

(ii) These Bye-laws shall come in to force from the date of their publication in the Rajpatra (extraordinary) Himachal Pradesh.

(iii) These Bye-laws shall be applicable within the jurisdiction of Nagar Panchayat Nadaun as defined from time to time.

**1. Definitions.**—(i) In these Bye-laws, unless the context otherwise requires:—

(a) “**Act**”—means the Himachal Pradesh Municipal Act 1994 (Act No 13 of 1994) as amended from time to time.

(b) “**Applicant**”—means any person applying for permission for dumping of Muck in the authorized dumping places as specified by the nagar Panchayat Nadaun.

(c) “**Authorized Officer**”—means any officer/official duly authorized by the Nagar Panchayat Nadaun under these Bye-laws.

(d) “**Muck**”—includes earth or stone, material of any description or any rubbish or polluted or obnoxious matter or Debries including building, construction waste.

(e) “**Place**”—mean authorized site specified by the Nagar Panchayat Nadaun for dumping of Muck.

(f) “**Judicial Magistrate First Class**”—means the Judicial Magistrate having jurisdiction over the area of Nagar Panchayat Nadaun under Act.

(g) Words and expression used in these Bye-laws but not defined herein shall have the meaning respectfully assigned to them under the Act.

**3. Prohibition on Muck Dumping.**—(i) no person, either by himself or through another, shall knowingly or otherwise throw or cause to be thrown any kind of Muck in any place other than place specified by the Nagar Panchayat Nadaun for dumping of Muck within their area.

(ii) any person found dumping the muck illegally unauthorisedly and without any permission shall be liable for penalty under these Bye-laws and the vehicle or tools used for such dumping shall be impounded.

**4. Procedure for Application and grant of permission.**—(i) applicant or the person concerned intended to commence the construction within the area of the Nagar Panchayat Nadaun shall in writing submit detailed estimate of Muck to be generated from the plot/construction site to the Nagar Panchayat Nadaun on the prescribed proforma **appendix-1** at the time of submission of their building map/plan for sanction. The building plan without such estimate shall not be considered for sanction.

(ii) the estimate submitted by the applicant shall be verified by the concerned official after spot inspection and thereafter the carriage of muck to the generated from the plot/construction site shall be assessed for raising the bill and for according necessary permission in favour of the applicant.

(iii) The permission for dumping of debris shall be accorded only after obtaining receipt of the amount deposited the applicant in the Nagar Panchayat Nadaun on this account.

(iv) the place for dumping of muck shall be communicated to the applicant by the Nagar Panchayat Nadaun authorities in writing and the name of the place/site for dumping or debris by the applicant shall also be mentioned in their building sanction letter. Further, intimation of the same shall also be given to the concerned official or to the concerned agency or the contractor hired or engaged by the Nagar Panchayat Nadaun for managing the dumping site.

(v) during transaction of the Muck, a person shall have to carry the original permission a copy of which shall be affixed on the windscreen of the vehicle and same shall to be show to the authorized Officer of the Nagar Panchayat Nadaun at the time of inspection.

(vi) there shall be a restriction on movement of the vehicle carrying Muck after the sun set and before the sun rise. The normal timings for dumping the Muck in dumping site shall be between 9.00 A.M. to 5.00 P.M. However, in the case of exigencies, the Nagar Panchayat Nadaun may in writing relax such restrictions.

(vii) no one shall be permitted to carry the digging and excavation of plot or land after sun set and before sun rise but the Nagar Panchayat Nadaun in the larger public interest or in the case of emergent situation may relax such imposition/restrictions on receiving written request from the applicant or the concerned agency or the authority interested in this regard.

(viii) the person after obtaining the sanction of building map from the competent authority or before raising the construction at site is required to install a painted board of the Size of 2 feet × 3 feet indicating therein the number and date of the

sanctioned, commencement of construction and hours during which construction can be carried out, time when excavation can be done, name of dumping site allotted to the applicant for the purpose of dumping muck, nature of sanction, the area of construction sanctioned on each floor and the telephone number of the office/Control Room set up by the Nagar Panchayat Nadaun for entertainment of complaints etc.

- (ix) the Nagar Panchayat shall prescribe the conditions relating to the application of muck generation from the plot, grant of sanction muck disposal and condition relating to affixing of board at site giving therein the detail as mentioned in clause (viii) at the time of building sanction.

**5. Rate of dumping of muck.**—the following rates shall be applicable for dumping of muck in the specified places.

(1) Pick up	Rs. 100/- per pickup
(2) Tipper light duty	Rs. 300/- per tipper
(3) Tractor trolley	Rs. 200/- per trolley
(4) Tipper Heavy duty	Rs. 500/- per tipper/truck

an increase of 10% on these rates shall be applicable after every financial year which shall be notified by the Nagar Panchayat Nadaun.

In case where muck is dumped not by use of mechanized but by use of manual labour horse carts, wheel barrow, hand cart, etc the following rates shall be applicable for dumping of muck in the specified places.

(1) Horse Cart	Rs. 30/- per trip
(2) Wheel barrows /hand cart	Rs. 10/- per trip
(3) Manual	Rs. 1/- per basket

**6. Duties and responsibilities of person concerned.**—(i) it shall be the duty and responsibility of owner to make available all the sanctions/permission granted by the component authority to the person so hired or engaged by him for dumping of muck in a specified places as specified by the Nagar Panchayat Nadaun.

- (ii) whosoever is found dumping muck other than the places specified by the Nagar Panchayat Nadaun, the owner or the person caught dumping the muck shall be liable jointly for penalty under these Bye-laws.
- (iii) at the time of transportation of muck, the person concerned shall make available the permission to the inspecting staff at the time of inspection of vehicle without causing any hindrance.

**7. Impounding of vehicle.**—(i) the authorized officer or the police establishment or the Nagar Panchayat Nadaun in this behalf either on the information received by himself or through other source shall immediately on receiving such information may stop and inspect the vehicle carrying muck for the purpose of ascertaining the required permission at any point of time and impound the same if any found violating the provision of these Bye-laws.



- (ii) the vehicle shall only be released in case the register owner of the vehicle applies for compounding of offences under these Bye-laws.
- (iii) the official impounding the vehicle shall immediately report in writing about the impounding of vehicle to the authorized officer/official and keep the same in custody at the place designated by the Nagar Panchayat Nadaun till it is not released to the registered owner. The halt charges of the vehicle at such designated place shall be levied at the rate of Rs. 500/- per day payable by registered owner to the Nagar Panchayat Nadaun in cash or through demand draft.

**8. Compounding of offences.**—all the offences punishable under these bye-laws may, before the institution of prosecution, be compounded by such officer as may be authorized by the Nagar Panchayat Nadaun or Secretary in this behalf, on payment of sum Rs. 100/- such officer under these Bye-laws.

- (ii) The junior engineer of Nagar Panchayat Nadaun is also authorized to panel action against the guilty found under this act.

**9. Offences to be tried summarily.**—the offences which are not compounded shall be tried in a summary manner by the special judicial Magistrate First Class of the concerned municipal area under section 2060 of the code of criminal procedure.

(i) if anycases of disposal of muck where no planning/Building permission is required . Therefore these bye-laws should not only deal with muck being generated on account of construction where building permission is required but even where such building permission is not required. For example, when a person carries out minor repair of his house he may not be required to obtain permission but muck may be generated. The whole muck dumping Bye-laws 2012 shall also be applicable in these cases.

**10. Penalty.**—(i) whosoever is guilty of dumping Muck other than the place specified /notified by the Nagar Panchayat Nadaun the rates of penalty shall be ten time at the first instance, twenty time at the second instance and for the third instance or thereafter the amount of penalty shall be thirty time of the actual rate of dumping as fixed by the Nagar Panchayat Nadaun in respect of the class and make of vehicle as defined in clause 5 of these Bye-laws.

- (ii) and where muck is dumped not by use of mechanized means but by use of manual labour mules etc. whosoever is guilty of dumping muck other than the place specified/ notified by the Nagar Panchayat Nadaun penalty shall be Five time at the first instance, ten time at the second instance and for the third instance or thereafter the amount of penalty shall be fifteen time of the actual rate of dumping as fixed by the Nagar Panchayat Nadaun in respect of the class and make of vehicle and manual, mules, carts as defined clause 5 of these bye-laws.
- (iii) in case of repeated violation, in addition to penalty as specified above, the owner at whose instance the construction/excavation work is carried and is found dumping the Muck illegally or without the permission of the component authority as the case may be shall also be liable for disconnection of water, electricity and others civic amenities and the concerned officer/official may request the competent authority for withdrawal of recognition and registration granted in favour of the owner concerned.

By order,  
Sd/-

Secretary,  
Nagar Panchayat, Nadaun.

**NAGAR PANCHAYAT SUJANPUR TIHRA (Name of NP) Sujanpur Tihra (CONTROL AND REGULATION) OF WORK MUCK DUMPING BYE-LAWS, 2012**

**NOTIFICATION**

*Sujanpur, 12<sup>th</sup> February, 2013*

**No. Muck-Dumping/NP/2013-136.**—The following Muck Dumping bye-laws, 2012 made by the NP in exercise of the power conferred by Section 216, 217 and Section 219 read with Clause (y and z) of sub section (1) of Section 202 of the Himachal Pradesh Municipal Act, 1994 (Act No. 13 of 1994) as amended from time to time are hereby published in the Rajpatra, Himachal Pradesh (extraordinary) for the information of general public and notice is hereby given that the said draft bye-laws shall be considered by the MC/NP after expiry of a period of 15 days from the date of its publication in the Rajpatra, Himachal Pradesh.

If any person, likely to be affected by these draft bye-laws has any , objection (s) against these draft rules , he may sent the written objections to the Secretary of Nagar panchayat Sujanpur Tihra , with in the aforesaid period.

Objections , if any, received within period as specified above , shall be taken into consideration by the NP before finalizing these bye-laws namely:-

“NP Sujanpur Tihra (Control and Regulation) of Muck Dumping Bye-Laws, 2012”

**Preliminary**

**1. Short title, commencement and application.**—(i) These Bye-Laws may be called, “NP Sujanpur Tihra(Control and Regulation) of Muck Dumping Bye-Laws ,2012”

(ii) These Bye-Laws shall come into force the date of their publication in the Rajpatra (extraordinary) Himachal Pradesh.

(iii) These Bye-Laws shall be applicable within the jurisdiction of NP Sujanpur Tihra as defined from time to time.

**2. Definitions.**— (i) in these bye-laws, unless the context otherwise requires:—

- (a) **“Act”**- means the Himachal Pradesh Municipal Act, 1994 (Act No. 13 of 1994) as amended from time to time.
- (b) **“Applicant”**- means any person applying for permission for dumping of Muck in the authorized dumping places as specified by the NP.
- (c) **“Authorized Officer”**- means any Officer/Official duly authorized by the NP Sujanpur under these bye-laws.
- (d) **“Muck”**- includes earth or stone, material of any description or any rubbish or polluted or obnoxious matter or Debris including building, construction waste.
- (e) **“Place”**- means authorized site specified by the NP Sujanpur for dumping of Muck.
- (f) **“Judicial Magistrate First Class”**- means the Judicial Magistrate having jurisdiction over the area of NP Sujanpur under the Act.

- (g) Words and expressions used in these Bye-Laws but not defined here in shall have the meaning respectfully assigned to them under the Act.

**3. Prohibition on Muck Dumping.**—(i) no person, either by himself or through another, shall knowingly or otherwise throw or cause to be thrown any kind of Muck in any place other than the place specified by the NP Sujampur Tihra for dumping of Muck with in their area.

(ii) Any person found dumping the Muck illegally, unauthorized and without any permission shall be liable for penalty under these Bye-laws and the vehicle or tools used for such dumping shall be impounded.

**(4) Procedure for Application and grant of permission.**—(i) applicant or the person concerned intended to commence the construction within the area of the MC/NP shall in writing submit detailed estimate of Muck to be generated from the plot, construction site to the NP on the prescribed Performa annexed with these Bye-laws as appendix-I at the time of submission of their building map/plan for sanction. The building plan without such estimate shall not be considered for sanction.

(ii) The estimate submitted by the applicant shall be verified by the concerned official after spot inspection and thereafter the carriage of muck to be.

(iii) The NP shall prescribe the conditions relating to the application of muck generation from the plot, grant of sanction for muck disposal and condition relating to affixing of board at site giving therein the detail as mentioned in clause (viii) at the time of grant of building sanction.

**5. Rates for dumping of Muck.**— The following rates shall be applicable for dumping of Muck in the specified places.

(i) Manual	Rs. 10/- Per load
(ii) Mule	Rs. 20/- Per
(iii) Pickup	Rs. 300/- per pickup
(ix) Tipper light duty	Rs. 700/- per tipper
(v) Tipper Heavy duty/truck	Rs. 1200/- per tipper/truck.

An increase of 10% on these rates shall be applicable after every financial year which shall be notified by the MC/NP.

**6. Duties and responsibilities of person concerned.**—(i) it shall be the duty and responsibility of owner to make available all the sanctions/permission granted by the competent authority to the person so hired or engaged by him for dumping of Muck in a specified by the NP.

(ii) Who so ever is found dumping Muck other than the place specified by the NP, the owner or the person caught dumping the Muck shall be liable jointly for penalty under these Bye-laws.

(iii) At the time of transportation of Muck, the person concerned shall make available the permission to the inspecting staff at the time of inspection of vehicle without causing any hindrance.

**7. Impounding of vehicle.**—(i) The authorized officer or the police establishment of the MC/NP in this behalf either on the information received by himself or through other source shall immediately on receiving such information may stop and inspect the vehicle carrying muck for the

purpose of ascertaining the required permission at any point of time and impound the same if found violating the provisions of these Bye-laws.

- (ii) The vehicle shall only be released in case the register owner of the vehicle applies for compounding of offences under these Bye-laws generated from the plot/ construction site shall be assessed for raising the bill and for according necessary permission in favour of the applicant.
- (iii) The permission for dumping of debris shall be accorded only after obtaining receipt of the amount deposited by the applicant in the NP on this account.
- (iv) The place for dumping of muck shall be communicated to the applicant by the NP authorities in writing and the same of the place/ site for dumping of debris by the applicant shall also be mentioned in their building sanction letter. Further, intimation of the same shall also be given to the concerned official or to the concerned agency. Or the contractor hired or engaged by the NP for managing the dumping site.
- (v) During transportation of the Muck, a person shall have to carry the original permission a copy of which shall be affixed on the windscreen of the vehicle and the same shall have to be shown to the authorized Officer of the NP at the time of inspection.
- (vi) There shall be a restriction on movement of the vehicle carrying Muck after the sun set and before sun rise. The normal timings for dumping the Muck in the dumping site shall be between 09:00 A.M to 05:00 P.M. However, in the case of exigencies, the NP may in writing relax such restrictions.
- (vii) No one shall be permitted to carry the digging and excavation of plot or land after sun set and before sun rise but the NP in the larger public interest or in the case of emergent situation may relax such imposition/restrictions on receiving written request from the applicant or the concerned agency or the authority interested in this regard.
- (viii) The person after obtaining the sanction of building map from the competent authority or before raising the construction at site is required to install a painted board size of ..... x ..... indicating there in the number and date of the sanction , commencement of construction and hours during which construction can be carried out , time when excavation can be done , name of dumping site allotted to the applicant for the purpose of dumping muck , nature of sanction , the area of construction sanctioned on each floor and the telephone number of the Office/Control Room set up by the NP for entertainment of complaints etc.
- (ix) The official impounding the vehicle shall immediately report in writing about the impounding of vehicle to the authorized officer / official and keep the same in custody at the place designated by the NP till it is not released to the registered owner. The halt charges of the vehicle at such designated place shall be levied at the rate of Rs. 1000/- per day payable by registered owner to the NP in cash or through demand draft.

**8. Compounding of offences.**—All the offences punishable under these Bye-laws may, before , the institution of Prosecution , be compounded by such officer as may be authorized by the NP or Executive / Secretary in this behalf , on payment of such sum as may be specified by such officer under these Bye-laws.

**9. Offences to be tried summarily.**—The offences which are not compounded shall be tried in a summary manner by the Judicial Magistrate First Class of the concerned municipal area under section 260 of the code of Criminal Procedure.

**10. Penalty.**—(i) whosoever, is guilty of dumping Muck other than the place specified/notified by the NP, the rate of penalty shall be ten times at the first instance, twenty times at the second instance and for the third instance or there after the amount of penalty shall be thirty times of the actual rate of dumping as fixed by the NP in respect of the class and make of vehicle as defined in Clause 5 of these Bye-laws.

(ii) In case of repeated violation , in addition to penalty as specified above , the owner at whose instance the construction / excavation work is carried and is found dumping the Muck illegally or without the permission of the competent authority as the case may be , shall also be liable for disconnection of water , electricity and others civic amenities and the concerned Officer / Official may request the competent authority for withdrawal of recognition and registration if any granted in their favour including withdrawal of building sanction granted in favour of the owner concerned.

By order  
Sd/-  
Secretary,  
Nagar panchayat Sujanpur Tihra,  
Distt. Hamirpur (HP).

## IRRIGATION & PUBLIC HEALTH DEPARTMENT

### NOTIFICATION

*Shimla-171002, the 18 February, 2013*

**No. PBW(PH)-F(5)-8/2002-XI.**—In partial modification of this department's Notification of even number dated 29th October, 2011, the Governor, Himachal Pradesh is pleased to substitute Sr. No. 2, Special Secretary (IPH) by the Superintending Engineer, IPH concerned as Member of the Distt. Level Selection Committee for the selection of Functionaries by the Selected NGOs/Outsourcing Agencies.

The schedule of meetings of the District Selection Committees will be finalized by the concerned SE (IPH).

This notification can be accessed on eGazette of HP Govt. also.

By order,  
Sd/-  
Principal Secretary (IPH).

सिंचाई एवं जन स्वास्थ्य विभाग

अधिसूचना

शिमला-2, 19 फरवरी, 2013

संख्या:आई0पी0एच0-बी(एच)1-2/2013-हमीरपुर.—यतः राज्यपाल हिमाचल प्रदेश को यह प्रतीत होता है कि हिमाचल प्रदेश सरकार द्वारा सरकारी व्यय पर सार्वजनिक प्रयोजन हेतु नामतः गांव पलाही मौजा

वीड़ वगेहड़ा तहसील सुजानपुर जिला हमीरपुर में उठाऊ पेयजल योजना सुजानपुर के निर्माण हेतु भूमि अर्जित करनी अपेक्षित है, अतएवं एतद्वारा यह अधिसूचित किया जाता है कि उक्त परिक्षेत्र में जैसा कि निम्न विवरणी में निर्दिष्ट किया गया है उपरोक्त प्रयोजन के लिए भूमि का अर्जन अपेक्षित है।

2. यह अधिसूचना ऐसे सभी व्यक्तियों को जो इस से सम्बन्धित हैं, या हो सकते हैं, की जानकारी के लिए भूमि अर्जन अधिनियम, 1894 की धारा-4 के उपबन्धों के अन्तर्गत जारी की जाती है।

3. पूर्वोक्त धारा द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए राज्यपाल, हिमाचल प्रदेश इस समय इस उपक्रम में कार्यरत सभी अधिकारियों उनके कर्मचारियों और श्रमिकों को इलाके की किसी भी भूमि में प्रवेश करने तथा सर्वेक्षण करने और उस धारा द्वारा अपेक्षित अथवा अनुमत: सभी अन्य कार्यों को करने के लिए सहर्ष प्राधिकार देते हैं।

4. कोई भी हितबद्ध व्यक्ति जिसे उक्त परिक्षेत्र में कथित भूमि के अर्जन पर कोई आपत्ति हो तो वह इस अधिसूचना के प्रकाशित होने के तीस दिनों की अवधि के भीतर लिखित रूप में भू-अर्जन समाहर्ता, मण्डी हिमाचल प्रदेश लोक निर्माण विभाग, के समक्ष अपनी आपत्ति दायर कर सकता है।

### विस्तृत विवरणी

जिला	तहसील	गांव	खसरा नं०	क्षेत्र/कनाल मरले में
हमीरपुर	सुजानपुर	पलाही	254/1	00-09
			258/1	00-02
			258/2	00-05
			किता-3	00-16

आदेश द्वारा,  
हस्ताक्षरित/—  
प्रधान सचिव (सिंचाई एवं जन स्वास्थ्य)।

### सिंचाई एवं जन स्वास्थ्य विभाग

#### अधिसूचना

शिमला-2, 19 फरवरी, 2013

**संख्या आई.पी.एच.-बी(एच)1-16/2012-मण्डी-1.**—यतः हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि हिमाचल प्रदेश सरकार को सरकारी व्यय पर सार्वजनिक प्रयोजन हेतु नामतः गांव मलोह/102 तहसील सुन्दरनगर जिला मण्डी में उठाऊ पेयजल योजना रियूर लाग मलोह में जल भण्डारण के निर्माण हेतु भूमि ली जानी अपेक्षित है, अतएव एतद्वारा यह घोषित किया जाता है कि निम्नलिखित विस्तृत विवरणी में वर्णित भूमि उपर्युक्त प्रयोजन के लिए अपेक्षित है।

2. भूमि अर्जन अधिनियम, 1894 की धारा 6 के उपबन्धों के अधीन सभी सम्बन्धित व्यक्तियों की सूचना के लिए घोषणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपबन्धों के अधीन समाहर्ता, भू-अर्जन हिमाचल प्रदेश लोक निर्माण विभाग मण्डी, जिला मण्डी को उक्त भूमि के अर्जन के लिए आदेश लेने का एतद्वारा निर्देश दिया जाता है।

3. भूमि का रेखांक, समाहर्ता, भू-अर्जन लोक निर्माण विभाग मण्डी हिमाचल प्रदेश के कार्यालय में निरीक्षण किया जा सकता है।

## विस्तृत विवरणी

जिला	तहसील	गांव	खसरा नं०	क्षेत्र बीघा/विस्वा में
मण्डी	सुन्दरनगर	मलोह/102	588/1	0-00-12

आदेश द्वारा,  
हस्ताक्षरित/—  
प्रधान सचिव (सिंचाई एवं जन स्वास्थ्य)।

## सिंचाई एवं जन स्वास्थ्य विभाग

अधिसूचना

शिमला-2, 19 फरवरी, 2013

संख्या आई.पी.एच(एच)1-3/2012-शिमला-1.—यतः हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि हिमाचल प्रदेश सरकार को सरकारी व्यय पर सार्वजनिक प्रयोजन के लिए नामतः गांव मलैहड़ी तहसील टियोग जिला शिमला में उठाऊ पेयजल योजना द्वितीय चरण पम्प हाऊस के निर्माण हेतु भूमि ली जानी अपेक्षित है, अतएव एतद्वारा यह घोषित किया जाता है कि निम्नलिखित विस्तृत विवरणी में वर्णित भूमि उपर्युक्त प्रयोजन के लिए अपेक्षित है।

2. भूमि अर्जन अधिनियम, 894 की धारा 6 के उपबन्धों के अधीन सभी सम्बन्धित व्यक्तियों की सूचना के लिए घोषणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपबन्धों के अधीन समाहर्ता, भू-अर्जन हिमाचल प्रदेश लोक निर्माण विभाग शिमला, जिला शिमला को उक्त भूमि के अर्जन के लिए आदेश लेने का एतद द्वारा निदेश दिया जाता है।

3. भूमि का रेखांक, समाहर्ता, भू-अर्जन लाके निर्माण विभाग शिमला, हिमाचल प्रदेश के कार्यालय में निरीक्षण किया जा सकता है।

## विस्तृत विवरणी

जिला	तहसील	गांव	खसरा नं०	क्षेत्र/हैक्टर में
शिमला	टियोग	मलैहड़ी	170/1	0-02-13

आदेश द्वारा,  
हस्ताक्षरित/—  
प्रधान सचिव (सिंचाई एवं जन स्वास्थ्य)।

## सिंचाई एवं जन स्वास्थ्य विभाग

अधिसूचना

शिमला-2, 19 फरवरी, 2013

संख्या आई.पी.एच(एच)8-56/2011-शिमला-1.—यतः हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि हिमाचल प्रदेश सरकार को सरकारी व्यय पर सार्वजनिक प्रयोजन के लिए नामतः गांव रियाणा

तहसील ठियोग जिला शिमला में उठाऊ पेयजल योजना पम्प हाऊस रियाणा के निर्माण हेतु भूमि ली जानी अपेक्षित है, अतएव एतद्वारा यह घोषित किया जाता है कि निम्नलिखित विस्तृत विवरणी में वर्णित भूमि उपर्युक्त प्रयोजन के लिए अपेक्षित है।

2. भूमि अर्जन अधिनियम, 1894 की धारा 6 के उपबन्धों के अधीन सभी सम्बन्धित व्यक्तियों की सूचना के लिए घोषणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपबन्धों के अधीन समाहर्ता, भू-अर्जन हिमाचल प्रदेश लोक निर्माण विभाग शिमला, जिला शिमला को उक्त भूमि के अर्जन के लिए आदेश लेने का एतद द्वारा निदेश दिया जाता है।

3. भूमि का रेखांक, समाहर्ता, भू-अर्जन लोक निर्माण विभाग शिमला, हिमाचल प्रदेश के कार्यालय में निरीक्षण किया जा सकता है।

### विस्तृत विवरणी

जिला	तहसील	गांव	खसरा नं०	क्षेत्र/हैक्टर में
शिमला	ठियोग	रियाणा	202/1	0-06-60

आदेश द्वारा,  
हस्ताक्षरित/—  
प्रधान सचिव (सिंचाई एवं जन स्वास्थ्य)।